

Case No. 2:23-cv-00026-M

Defendant.

ORDER

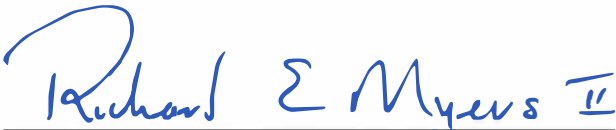
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Life & Accident Ins. Co., 416 F.3d 310, 315 (4th Cir. 2005).

“Ordinarily, an amended complaint supersedes those that came before it.” *Goodman v. Diggs*, 986 F.3d 493, 498 (4th Cir. 2021) (citing *Young v. City of Mount Ranier*, 238 F.3d 567, 572 (4th Cir. 2001)). Here, Plaintiff properly filed an Amended Complaint as a matter of course pursuant to Rule 15(a)(1) on August 9, 2023. DE 39.

Upon careful review of the M&R and the entire record presented, and finding no clear error, the court ADOPTS the recommendation [DE 38] of the magistrate judge as its own. For the reasons stated therein, Defendants’ Motions to Dismiss the Plaintiff’s [original] Complaint [DE 8, 25, 29] are DENIED WITHOUT PREJUDICE as moot. Plaintiff shall serve the newly named Defendant in accordance with Rule 4 of the Federal Rules of Civil Procedure.

SO ORDERED this 21st day of August, 2023.


RICHARD E. MYERS II
CHIEF UNITED STATES DISTRICT JUDGE